

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK

L.A. MURPHY, MARVIN STERNHELL and
HENOCH KAIMAN, on their own behalf and on
behalf of all others similarly situated,

Plaintiffs,

vs.

KOHLBERG KRAVIS ROBERTS & COMPANY;
CARLYLE GROUP; CLAYTON, DUBILIER &
RICE; SILVER LAKE PARTNERS; BLACKSTONE
GROUP; BAIN CAPITAL LLC; THOMAS H. LEE
PARTNERS; TEXAS PACIFIC GROUP; MADISON
DEARBORN PARTNERS; APOLLO
MANAGEMENT LP; PROVIDENCE EQUITY
PARTNERS; MERRILL LYNCH AND CO., INC.;
AND WARBURG PINCUS, LLC.,

Defendants.

ORIGINAL

Case No.: 06 CV 13210 (LLS)

**MOTION TO ADMIT R.
HEWITT PATE, ESQ.
PRO HAC VICE**

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Murphy et al v. Kohlberg Kravis Roberts & Company et al

Doc. 26

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, and upon the accompanying Declaration of Wesley R. Powell and the certificates of good standing annexed thereto, I, Wesley R. Powell, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of:

R. Hewitt Pate, Esq.
Hunton & Williams LLP
1900 K Street, N.W.
Washington, DC 20006-1109
Telephone: (202) 955-1500
Facsimile: (202) 778-2201

Mr. Pate is a member in good standing of the Bar of the District of Columbia and the Bar of the State of Virginia.

There are no pending disciplinary proceedings against Mr. Pate in any State or Federal Court.

Date: New York, NY
February 20, 2007

Respectfully submitted,

HUNTON & WILLIAMS LLP



Wesley R. Powell (WP7857)
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*Attorneys for Defendant
Silver Lake Partners*

**UNITED STATES DISTRICT COURT FOR THE
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AND WARBURG PINCUS, LLC.,

Defendants.

Case No.: 06 CV 13210 (LLS)

**DECLARATION OF
WESLEY R. POWELL IN
SUPPORT OF MOTION TO
ADMIT COUNSEL *PRO
HAC VICE***

WESLEY R. POWELL, hereby declares as follows:

1. I am a member of the bar of this Court and a partner of the law firm of Hunton & Williams LLP, counsel for Defendant Silver Lake Partners in the above-captioned action. I make this Declaration in support of the motion for an order admitting R. Hewitt Pate *pro hac vice* to the bar of this Court pursuant to Local Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York.

2. Mr. Pate is an attorney and partner of the law firm of Hunton & Williams LLP in Washington, D.C. He is a member in good standing of the Bar of the District of Columbia and the Bar of the State of Virginia. Certificates of good standing for Mr. Pate

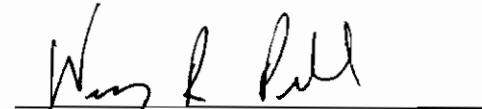
obtained from the Bar of the District of Columbia and the Bar of the State of Virginia are annexed hereto as Exhibit A and Exhibit B.

3. I agree to act as local counsel for Mr. Pate and to observe the Rules of this Court governing the conduct of attorneys.

4. I respectfully request that Mr. Pate be admitted *pro hac vice* to the bar of this Court for the purposes of appearing on behalf of defendant Silver Lake Partners in the above-captioned proceedings.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Date: February 20, 2007



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*Attorneys for Defendant
Silver Lake Partners*

DECLARATION OF SERVICE

Bradford C. Mulder, hereby declares under penalty of perjury, pursuant to 28 U.S.C. § 1746, that:

I am Managing Clerk at the law firm of Hunton & Williams LLP, attorneys for Defendant Silver Lake Partners.

That on February 20, 2007, I served a true copy of the attached Motion for Admission Pro Hac Vice, via First Class Mail on all counsel at the address listed on the attached service list, by depositing the same in a duly enclosed and sealed wrapper, with the correct postage thereon, in an official letter box duly maintained by the Government of the United States of America within the State of New York.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 20, 2007



Bradford C. Mulder

SERVICE LIST

L. A. Murphy v. Kohlebr Kravis Roberts & Company; 06 CV 13210 (LLS)

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District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D.C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia
Court of Appeals, do hereby certify that

R. HEWITT PATE

was on the 9TH day of JULY, 2001

duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on January
30, 2007.

GARLAND PINKSTON, JR., CLERK

By: *Ch. Jackson*
Deputy Clerk



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January 26, 2007

CERTIFICATE OF GOOD STANDING

***THIS IS TO CERTIFY THAT ROBERT HEWITT PATE III IS AN
 ACTIVE MEMBER OF THE VIRGINIA STATE BAR IN GOOD STANDING.
 MR. PATE WAS LICENSED TO PRACTICE LAW IN VIRGINIA ON
 OCTOBER 12, 1989, AFTER SUCCESSFULLY PASSING THE BAR
 EXAMINATION GIVEN BY THE VIRGINIA BOARD OF BAR EXAMINERS.***

SINCERELY,

Thomas A. Edmonds

**THOMAS A. EDMONDS
 EXECUTIVE DIRECTOR AND
 CHIEF OPERATING OFFICER**